



FEDERAL ELECTION COMMISSION
Washington, DC 20463

Andrew Schiff, Treasurer
Schiff for Senate
35 Woodhull Street
Brooklyn, NY 11231

MAY 09 2013

RE: MUR 6706
Schiff for Senate

Dear Mr. Schiff:

On, May 6, 2013, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on behalf of the Committee in settlement of a violation of 2 U.S.C. § 434(b), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009). Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B).

Enclosed you will find a copy of the fully executed conciliation agreement for your files. The Committee has already submitted the full civil penalty to the Commission. Therefore, no further action is necessary on the Committee's part. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Kimberly D. Hart
Attorney

Enclosure
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

2013 FEB 28 PM 12:44

In the matter of

MUR 6706

(formerly RR 12L-07)

OFFICE OF GENERAL
COUNSEL

Schiff for Senate and Andrew Schiff,
in his official capacity as treasurer

CONCILIATION AGREEMENT

This matter was initiated pursuant to information ascertained by the Federal Election Commission ("Commission") in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Schiff for Senate and Andrew Schiff, in his official capacity as treasurer ("Respondent" or "Committee"), violated 2 U.S.C. § 434(b).

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondent enters voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Schiff for Senate is the principal campaign committee for Peter Schiff, who was a candidate seeking the Republican nomination for U.S. Senate in the August 10, 2010, Connecticut primary election.

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1 2. Andrew Schiff is the treasurer of Schiff for Senate ("Committee").

2 3. The Federal Election Campaign Act of 1971, as amended ("the Act"), requires
3 committee treasurers to file reports of receipts and disbursements in accordance with the
4 provisions of 2 U.S.C. § 434. See 2 U.S.C. § 434(a)(1) and 11 C.F.R. § 104.1(a). These reports
5 must include, *inter alia*, the total amount of receipts and disbursements. See 2 U.S.C. § 434(b);
6 11 C.F.R. § 104.3. Committees are also required to disclose itemized breakdowns of receipts
7 and disbursements and disclose the name and address of each person who has made any
8 contribution or received any disbursement in an aggregate amount or value in excess of \$200
9 within the calendar year, together with the date and amount of any such contribution or
10 disbursement. See 2 U.S.C. § 434(b)(2)-(6); 11 C.F.R. § 104.3(a)(3)-(4) and (b)(2), (4).

11 4. The Committee originally filed its 2010 October Quarterly Report on October 15,
12 2010. On August 12, 2011, the Committee filed an Amended 2010 October Quarterly Report
13 disclosing previously unreported disbursements of \$107,854.07.

14 V. Respondent violated 2 U.S.C. § 434(b) by failing to disclose \$107,854.07 in
15 disbursements in its 2010 October Quarterly Reports.

16 VI. 1. Respondent will pay a civil penalty to the Commission in the amount of
17 \$2,500, pursuant to 2 U.S.C. § 437g(a)(5)(B).

18 2. Respondent will cease and desist from violating 2 U.S.C. § 434(b).

19 VII. The Commission, on request of anyone filing a complaint under 2 U.S.C.
20 § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance
21 with this agreement. If the Commission believes that this agreement or any requirement thereof
22 has been violated, it may institute a civil action for relief in the United States District Court for
23 the District of Columbia.

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VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

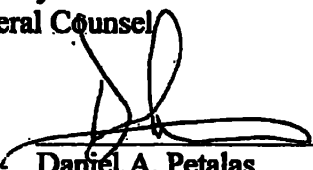
IX. Respondent shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained within this written agreement shall be enforceable.

FOR THE COMMISSION:

Anthony Herman
General Counsel

BY:


Daniel A. Petalas
Associate General Counsel
for Enforcement

5/7/13
Date

FOR THE RESPONDENT:

AS Schiff - And.
(Name) Andrew Schiff
(Title) Treasurer

2/22/13
Date

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 21, 2013

TWO WAY MEMORANDUM

TO: OGC Docket
FROM: Rosa E. Swinton *RES*
Financial Operation Specialist

SUBJECT: Account Determination for Funds Received

We recently received a check from Schiff for Senate & Andrew Schiff, Treasurer. The check number is 2165. Dated 03/13/2013, in the amount of \$2,500.00. A copy of the check and all correspondence are attached. Please indicate below which account the funds should be deposited and give the MUR/Case number and name associated with the deposit.

TO: Rosa E. Swinton
Financial Operation Specialist

FROM: OGC Docket

SUBJECT: Disposition of Funds Received

In reference to the above check in the amount of \$ 2500.00,
the MUR/Case number is 6706 and in the name of _____
Schiff for Senate & Andrew Schiff, Treasurer
Please this deposit in the account indicated below:

XX Civil Penalties Account, 95-1099.160

_____ Miscellaneous Receipt Account, 95-3220.160
(Disgorgement)

Kim Collins

Signature

March 21, 2013

Date

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